IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 17th day of June 2005
Criminal Misc. Bail application No. 451/2005
Order on the bail application of accused

CRIMINAL SIDE

Kamal Singh
S/o Manbar Singh Bisht
R/o Village Bheti, Patwari Cricle - Ghat
Tehsil and District - Chamoli ……. Applicant.

Versus

State of Uttaranchal ….Opposite Party

Arising out of Case Crime No. 01/2005
U/s 302/201 IPC
Registered with Patwari Circle - Ghat
District - Chamoli

Hon'ble J.C.S Rawat, J.

Heard Sri Pankaj Purohit learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. It was contended on behalf of the applicant that the last scene evidence is the only incriminating circumstance against the applicant. Co-accused Karan Singh has already been released on bail by this Court vide order dated 09.6.2005, however, he was not named in the F.I.R. The case rests upon the circumstantial evidence. Considering the facts, totality and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 17.6.2005

LSR